

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

JUDITH K. ROGAN, INDIVIDUALLY AND)
AS TRUSTEE OF THE JUDITH K ROGAN)
REVOCABLE TRUST ,)
Plaintiff,) No. 2:07-CV-403
v.)
UNITED STATES OF AMERICA AND) Judge Joseph S Van Bokkelen
DEXIA CREDIT LOCAL F/K/A DEXIA)
PUBLIC FINANCE AND CREDIT BANK) Magistrate Judge Paul R Cherry
AND CREDIT LOCAL DE FRANCE,)
Defendants.)

**DEFENDANTS' RENEWED AND AGREED MOTION
TO EXTEND TIME TO ANSWER OR OTHERWISE PLEAD**

The United States of America, by David Capp, Acting United States Attorney for the Northern District of Indiana, by agreement with opposing counsel, seeks to extend the time for the United States to answer or otherwise plead to the complaint for 30 days or to a date to be set by the court after it rules on the pending objections to the magistrate's decision on the defendants' motion to transfer venue and in support of which states as follows:

1. On January 31, 2008, the magistrate granted the defendants' motion to transfer venue of this case to the U.S. District Court for the Northern District of Illinois. When plaintiff Rogan subsequently submitted objections to that ruling, the district court stayed the transfer order pending a ruling on plaintiff's objections. The objections have now been fully briefed by the parties.
2. While the parties briefed the objections, the court granted defendants' motion for an extension of time in which to answer or otherwise plead to the complaint until March 12, 2008.
3. The United States now asks that its time to file a responsive pleading — which most

likely will be a motion to dismiss — be stayed for 30 days or until the court has ruled on the pending venue transfer motion. The United States asks that all discovery in this case be similarly stayed.

4. Co-defendant Dexia concurs with this motion and seeks the same extension. Counsel for Judith Rogan was consulted on this motion and does not oppose it.

WHEREFORE, the United States asks that both the date for a responsive pleading and all discovery in this cause be stayed for 30 days or until a date to be set after the court has ruled on plaintiff's objections to the magistrate's decision to transfer venue.

Respectfully submitted,

DAVID CAPP
ACTING UNITED STATES ATTORNEY

By: s/ Joseph A. Stewart
JOSEPH A. STEWART
Assistant United States Attorney
219 S. Dearborn Street, Fifth Floor
Chicago, Illinois 60604
Tel. (312) 469-6008
Fax. (312) 886-3501
Internet Address: joseph.stewart@usdoj.gov

CERTIFICATE OF SERVICE

I hereby certify that on March 11, 2008, Joseph A. Stewart, electronically filed the foregoing United States' Renewed and Motion for Extension of Time to Answer Or Otherwise Plead with the Clerk of the Court using the CM/ECF system which sent notification of such filing to the following:

Gabriel Aizenberg gaizenberg@sidley.com, efilingnotice@sidley.com

David Cerven dcerven@sd1law.com, sdoffice@sd1law.com

Joshua R Diller jdiller@okmlaw.com, firm@okmlaw.com

Alison G Fox, Alison.Fox@bakerd.com, Alicia.Cummins@bakerd.com,
marion.jacobson@bakerd.com, Melissa.Bozzuto@bakerd.com

Joel L Lipman jlipman@okmlaw.com, mdiaz@okmlaw.com

Scott Mendeloff smendeloff@sidley.com, efilingnotice@sidley.com

Michael J O'Rourke morourke@okmlaw.com, awalther@okmlaw.com, ecrooks@okmlaw.com

Joseph S Reid - AUSA joseph.reid@usdoj.gov, amber.mills@usdoj.gov,
denise.konieczka@usdoj.gov

Linda A Wawzenski Linda.Wawzenski@usdoj.gov, carolyn.fiebig@usdoj.gov

and I hereby certify that I have mailed by United States Postal Service the document to the following non-CM/ECF participants:

Respectfully submitted,

DAVID CAPP
Acting United States Attorney

By: s/ Joseph A. Stewart
JOSEPH A. STEWART
Assistant United States Attorney
219 South Dearborn Street
Chicago, Illinois 60604
(312) 469-6008